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Attorneys for Plaintiffs,
KEITH H. WASHINGTON,
SAN FRANCISCO BAY VIEW
NATIONAL BLACK NEWSPAPER

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

WASHINGTON, KEITH H. and SAN
FRANCISCO BAY VIEW NATIONAL
BLACK NEWSPAPER.

Plaintiffs,

VS.

FEDERAL BUREAU OF PRISONS, GEO
CALIFORNIA, INC., MONICA HOOK,
MARIA RICHARD and WILL GOMEZ,

Defendants.

Case No.:

**DECLARATION OF STEVE
ZELTZER IN SUPPORT OF
MEMORANDUM OF POINTS AND
AUTHORITIES IN SUPPORT OF
PLAINTIFFS' APPLICATION FOR
A TEMPORARY RESTRAINING
ORDER AND/OR ORDER TO
SHOW CAUSE AND FOR
PRELIMINARY INJUNCTION**

I, Steve Zeltzer, hereby declare:

1. I have personal knowledge of the matters stated in this Declaration, and if called and sworn as a witness in this matter, I could and would competently testify thereto.

2. I am the producer of Workweek Radio on KPOO, an independent, listener-sponsored, noncommercial radio station. Workweek Radio reports on local and national issues concerning working people and the labor movement. I also

1 contribute to the radio show “COVID, Race and Democracy” on the Pacifica Affiliate
 2 Network, a program of the Pacifica Foundation, and produce video documentaries
 3 for the Labor Video Project, an online channel for labor news. As a labor journalist, I
 4 am a member of the Labor Radio Network, a national association for labor
 5 journalists with 70 members.

6 3. I first met Keith H. “Malik” Washington in December 2020 through
 7 Mary Ratcliff, the previous editor of the San Francisco Bay View National Black
 8 Newspaper. Mary suggested that Malik give me a call because of a story involving
 9 Malika Alim, a whistleblower in the San Francisco Health Service system.

10 4. Malik had received a letter documenting incidents of racism in the San
 11 Francisco Health Service system. I was in contact with other whistleblowers in the
 12 system, and we worked together on stories concerning the San Francisco Health
 13 Service.

14 5. The SF Bay View published a story on Malika Alim, “Racist Practices at
 15 the SF Health Service System Will No Longer Be Tolerated: Remove Mitchell Griggs
 16 Now!” on December 22, 2020.¹

17 6. Over the next month from December 2020 to January 2021, Malik
 18 appeared on my radio show, Workweek Radio, four times to discuss racism against
 19 black employees of the City of San Francisco.

20 7. On January 11, Malik, acting for the SF Bay View, and Workweek Radio
 21 organized a press conference and rally in front of the San Francisco Health Service
 22 System building at 1145 Market Street in San Francisco. The rally was scheduled for
 23 12 noon – 1 p.m.

24 8. Mary Ratcliff of the San Francisco Bay View requested permission from
 25 the Taylor Street Facility for Malik to attend the rally and press conference. I learnt
 26 from the SF Bay View that the permission was granted.

27
 28¹ <https://sfbayview.com/2020/12/racist-practices-at-the-sf-health-service-system-will-no-longer-be-tolerated-remove-mitchell-griggs-now/>

1 9. On the day of the rally, I learnt about the COVID outbreak at the Taylor
2 Street Facility and the retaliation against Malik. Malik was confined to his room at
3 the Taylor Street Facility, and was unable to attend the rally.

4 10. Following the rally, I learnt from the SF Bay View that Malik had been
5 disciplined for exposing the COVID outbreak at the Taylor Street Facility, that his
6 cell phone had been confiscated, and that a ban had been imposed on his ability to
7 speak with members of the press.

8 11. Since the ban was imposed, I have not attempted to contact Malik
9 because of the ban, whether on the phone or any other medium, because of my fear
10 that he will be retaliated against.

11 12. I do not know whether any communication between me and Malik, or
12 any collaboration with him on reporting, will subject him to retaliation from the
13 Taylor Street Center.

14 13. Malik has not appeared on Workweek Radio since his discipline was
15 imposed on January 10, 2021.

16 14. I have not collaborated with Malik on any reporting since his discipline
17 was imposed on January 10, 2021.

1 I declare under penalty of perjury that the foregoing is true and correct, except
2 as to those matters stated on information and belief, and as to those matters I believe
3 them to be true. Executed on February 1, 2021 in San Francisco, California.

4
5 Signed : Steve Zeltzer*
6 Steve Zeltzer
7

8 * I, Richard Tan, am the ECF user whose identification and password are being
9 used to file the foregoing documents. Pursuant to Civil Local Rule 5.1(i), I hereby
10 attest that concurrence in the filing of these documents has been obtained from each
11 of its signatories.